

1 UNITED STATES DISTRICT COURT  
2 CENTRAL DISTRICT OF CALIFORNIA  
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4 SMARTMETRIC, INC.,

5 Plaintiff,

6 v.  
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8 MASTERCARD INTERNATIONAL  
9 INCORPORATED AND VISA INC.,

10 Defendants.  
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12 AND RELATED COUNTERCLAIMS  
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Case No. 11-CV-7126 MWF (AJWx)

ORDER GRANTING SMARTMETRIC  
INC.'S MOTION FOR PARTIAL  
SUMMARY JUDGMENT OF  
INFRINGEMENT OF U.S. PATENT  
6,792,464 CLAIMS 1, 5-7, 11, AND 13,  
AND FOR DISMISSAL WITH  
PREJUDICE OF THE ANTICIPATION  
AFFIRMATIVE DEFENSE

Date: May 13, 2013

Time: 10:00 a. m.

Place: Court of District Judge Fitzgerald

1 Having considered the captioned motion, the opposition, and reply, if any,  
2 and having heard oral argument thereon, this Court hereby rules that:

- 3 1. Defendant VISA's and Defendant MasterCard's accused EMV systems  
4 literally infringe claims 1, 5-7, 11 and 13 of Plaintiff's U.S. Patent  
5 6,792,464; and  
6 2. Defendants' affirmative defense of anticipation of claims 1, 5-7, and 13 of  
7 U.S. Patent 6,792,464 is dismissed with prejudice.

8 IT IS SO ORDERED.

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10 DATE:

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Michael W. Fitzgerald, District Judge  
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